

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION

SANDY KROUT, Individually and as  
Administratrix of the Estate of  
Bobby Joe Rylee, Deceased, and Survivors

PLAINTIFF

vs.

4:06-cv-1294-RSW

CITY OF RUSSELLVILLE, ARKANSAS, et al.;  
POPE COUNTY, ARKANSAS, et al.; and  
GREG McCUIN, Individually and in his  
Official Capacity as a public safety officer  
For Arkansas Tech University

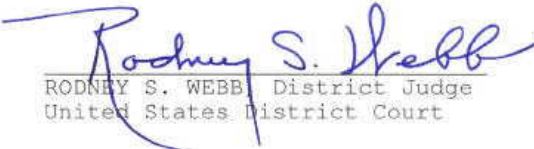
DEFENDANTS

**Order of Dismissal Without Prejudice**

The Plaintiffs and Defendant Greg McCuin have stipulated under Fed. R. Civ. P. 41(a)(1) that all claims against Defendant McCuin, individually and in his official capacity as a public safety officer for Arkansas Tech University, be dismissed without prejudice. The Court **ACCEPTS** this stipulation and **ORDERS** that all claims against Defendant McCuin are **DISMISSED WITHOUT PREJUDICE**. Defendant McCuin's Motion for Summary Judgment (doc. #59) is **DENIED AS MOOT**.

**IT IS SO ORDERED.**

Dated this 28th day of April, 2008.

  
RODNEY S. WEBB, District Judge  
United States District Court